

Placer County Charter Review Committee

Meeting Minutes from Agenda of November 13, 2007 1:30PM

Location: Placer County Administrative Center
Executive Offices – 175 Fulweiler Avenue
Auburn CA 95603
Conference Room - A

Notice to the public: This meeting was electronically recorded and is available for the public in addition to the minutes.

1. Welcome – Chairman Wayne Nader

Committee Chairman Mr. Nader opened the meeting at 1:36 PM and welcomed those in attendance. Committee members present were: Mr. Wayne Nader; Mr. Greg Nau; Mr. Aldo Pineschi, Ms. Annabell McCord; and, Mr. Ron Feist. Mr. Rick Brown and Mr. Todd Lindstrom were absent.

Staff present were: Michael Paddock (CEO); Mike Boyle, (CEO); Teri Sayd-Ivaldi (BOS); Ann Holman (COB); Brian Wirtz (County Counsel); and, Anita Yoder (PIO).

Mr. Keith Bray, Chief Administrative Officer for the Placer County Office of Education was also present.

2. Public Comment

The Chairman asked for public comment and none was offered.

3. Minutes of October 22, 2007 – Review and Approve

The minutes as submitted for the October 22, 2007 Charter Review Committee meeting were approved.

4. Unfinished Business

a. Prior Ballot Measures – Civil Service Commission/Personnel Director

Mr. Paddock provided a verbal summary on this issue. The voters of Placer County were presented with a measure at the November 5, 1996 election with regard to the appointment of the Personnel Director. This department head position, unlike all other non-elected department heads, is not selected by the County Executive Officer subject to confirmation by the Board of Supervisors, but rather serves in a “Classified” status and appointed by the Civil Service Commission. It was noted that the Civil Service Commission members are appointed by the Board of Supervisors.

The 1996 measure asked the voters to approve a change in the County Charter allowing the position of Personnel Director to conform with how the other non-elected department heads are selected. The measure failed with 44.6% in favor and 55.4% against.

While some committee members expressed recognition of how that particular selection and reporting process may not be a preferred business model and that other options exist, given that no issues or operations in the Personnel/Human Resources arena have surfaced, no action on this issue was warranted.

Motion: On a motion by Mr. Nau, seconded by Ms. McCord the members voted 5-0 in favor of taking no action on this issue.

**b. Memorandum from Counsel – County Charter – Placer County
Charter Section 303 (d)**

Mr. Wirtz advised the committee members that the Board of Supervisors does have the authority to inquire into the affairs of any County Department, including those that receive all of its funding from the State. There are two reasons for this – first, the language in Section 303 allows this review. Second, although the funds come from the State, they go to the County and the County allots it to the Departments; this gives the Board the authority to review actions by that Department

Mr. Wirtz then advised the Committee that a comma should be added between the words “commission” and “department” for clarity. This would not require a vote of the public, since correcting typos that does not result in a change of the content may be done by County Counsel upon direction from the Board. Mr. Wirtz recommended that the committee request that the Board direct County Counsel to correct the Charter accordingly. The Board approved this suggestion for presentation to the Board.

Later in the meeting, Mr. Wirtz identified an additional typographical error in the footnote of Section 207 – the committee directed Mr. Wirtz to add this typo correction to the request for corrections discussed earlier.

c. Committee Meetings – record meetings

The committee directed that staff continue to record committee meetings.

During discussion, it was requested of Anita Yoder that more press information be given to the media to publicize the committee meetings.

5. New Business

a. Placer County Superintendent of Schools /Review/Discussion/Action

The committee deliberated action concerning whether the existing Charter provision authorizing that the currently elected County Superintendent of Schools be changed to an appointed position, and move that issue forward for consideration by the Board of Supervisors.

The committee members noted the prior information provided by Dr. Brophy and subsequent information presented at last month's committee meeting by the Placer County Superintendent of Schools, Gayle Garbolino-Mojica.

It was also noted by Mr. Paddock that a recent follow up email from Dr. Brophy was received and forwarded to the Committee Chairman concerning a desired rebuttal to Ms. Garbolina-Mojica's presentation.

Motion: Mr. Nau made a motion to not take further action on this matter which was seconded by Mr. McCord.

Under discussion and based on the information presented, members noted that there appeared to be no measurable difference across the state and that the existing system in Placer County appeared to be working well.

Vote: The members voted 5-0 to approve the motion and not take further action on this matter.

As a follow up measure, Chairman Nader directed Mr. Paddock to make follow up contact with Dr. Brophy.

b. Salaries of County Supervisors/time/effort report.

Chairman Nader opened the topic by noting how the data presented by staff was overwhelming in its confirmation that the position of County Supervisor was not a part-time job. It was further noted that this data, while general in nature, represented only a portion of the associated duties required of County Supervisors besides that of regular Placer County Board of Supervisors meetings

The committee then discussed methods of determining proposed compensation, and referred to the previous information provided by staff showing comparable counties and positions.

Additional discussion involved the public perception that the job of County Supervisor is part-time. It was thought that the documentation provided today demonstrated that the work was equivalent to full-time, or more than full-time.

Mr. Nau distilled the discussion into two main points, determining the compensation level and establishing that the job of County Supervisor was equivalent to full-time. The issue of full-time was believed important to validating compensation levels and educating the electorate. With respect to the first aspect of compensation, Mr. Nau presented the following aspects of a motion:

- the compensation range should be a not-to-exceed of the average of the eight other comparable counties in the data supplied by staff;
- this figure should be inclusive of benefits and based on those provided to county staff; and,
- compensation level should be reviewed based on the average of non-mandated (i.e. Measure F) employee increases.

Motion: Mr. Nau made the motion above which was seconded by Mr. Feist. The motion passed by a 5-0 vote of the members.

With regard to the second point put forth by Mr. Nau, amending the Charter and inserting the full-time equivalent aspect of the position was discussed with Mr. Wirtz.

Motion: Mr. Nau made a motion that the appropriate Charter section be amended to include the full-time provision which was seconded by Mr. Feist. The motion was passed on a 5-0 vote by the members.

Chairman Nader began to close the issue by noting that the absent members should be made aware of the work of the committee. Mr. Paddock was directed to make direct contact with Mr. Brown and Mr. Lindstrom.

The committee further discussed the possibility of a presentation on the work of the committee to the Board of Supervisors at the December 11, 2007 regular Board meeting. Mr. Paddock was directed to develop the appropriate staff report with supporting documentation and provide to the Chairman for review.

The committee determined that it was nearing the end of its work but that another committee meeting would be required to review any package for consideration of the Board of Supervisors.

6. Next Meeting

The next Charter Review Committee meeting date will be Thursday, November 29, 2007 at 10:30 AM in Conference Room A, Placer County Administrative Center, 175 Fulweiler Avenue, Auburn, CA 95603.

Charter Review Committee contact persons: Michael Paddock, Senior Management Analyst, County Executive Office, 530.889.4030. Or, Mike Boyle, Assistant County Executive, County Executive Office, 530.889.4010.

8. Adjournment

The meeting was adjourned at 3:30 pm.

Action Items for Next Meeting of November 29, 2007:

<u>What</u>	<u>Who</u>
Prepare appropriate paperwork for minor changes to Charter as noted in discussion of item 4b.	Mr. Wirtz
Direction to staff to record committee meetings	All staff
Initiate more press coverage of the committee's work	Ms. Yoder
Prepare and distribute minutes of this meeting	Mr. Boyle Mr. Paddock
Present a draft staff report with backup concerning compensation to the Chairman prior to the next committee meeting of November 29	Mr. Paddock

Make direct contact with members Brown and Lindstrom to apprise of committee work and status

Mr. Paddock

Prepare next meeting agenda and distribute to all members in advance of Nov 29 meeting

Mr. Paddock

Present a draft staff report concerning a Charter amendment inserting the issue of equivalent full-time status for Chairman's review

Mr. Wirtz

Post next meeting date, agenda and minutes on the County website

Mr. Paddock

Minutes submitted by:
Michael J. Boyle, Assistant CEO